

February 28, 2025

**VIA ECF**

Magistrate Judge James M. Wicks  
United States District Court  
Eastern District of New York  
100 Federal Plaza  
Central Islip, New York 11722

**Re: *Gong et al v. Timpano et al***  
**Docket No.: 23-cv-5401(SJB)(JMW)**

Dear Magistrate Judge Wicks:

The office is counsel to plaintiffs Jimmy Gong and Jimmy's Sportshop Inc. ("Plaintiffs") in the above-referenced matter. We submit this letter regarding the Plaintiffs' Amended Complaint.

Pursuant to the Court's Minute order on February 7, 2025 (ECF Doc. 39), Defendants' counsel was asked to submit a letter addressing whether or not Defendants stipulate to the Amended Complaint. I write today to advise that I have spoken to Defendants' counsel, Ralph Reissman, Esq., who has indicated that Defendants consent to the proposed Amended Complaint that was shared with him.

Defendants' counsel is currently recovering from a medical procedure which is the reason why Plaintiffs' counsel is submitting this letter instead of Defendants' counsel. Plaintiffs' counsel shall file Plaintiffs' Amended Complaint herewith.

The Court's attention to this matter is greatly appreciated.

Respectfully submitted,  
HARFENIST KRAUT & PERLSTEIN, LLP

By: *Gustave Passanante*  
Gustave Passanante

GP/  
cc: Counsel for Defendants (via ECF)